

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

URVANO RUIZ-SANCHEZ,

Case No.: 2:20-cv-00753-APG-NJK

Petitioner-Plaintiff

Order

v.

ROBERT CULLEY, et al.,

Respondents-Defendants

Petitioner-plaintiff Urvano Ruiz-Sanchez has submitted a petition for writ of habeas corpus under 28 U.S.C. § 2241. ECF No. 1. Ruiz-Sanchez states that he is in the custody of Immigration and Customs Enforcement (ICE) and is housed at the Nevada Southern Detention Center (NSDC). He alleges that as a 61-year-old who suffers from hypertension he is particularly vulnerable to severe illness or death if infected by the COVID-19 virus. He further alleges that the conditions of immigration detention facilities pose a heightened public health risk for the spread of COVID-19. Ruiz-Sanchez claims that ICE is violating his Fifth Amendment due process rights by continuing to detain him despite his specific vulnerabilities. I have conducted a preliminary review of the petition. I order the petition to be served on the defendants. In light of the emergent nature of the allegations, I direct the defendants to respond to the petition **by May 4, 2020**. *See* 28 U.S.C. § 2243.

I THEREFORE ORDER the Clerk to **ISSUE** the summonses (ECF No. 2) and **SERVE** copies of the petition (ECF No. 1), summonses (ECF No. 2), and this order upon the respondents-defendants as follows:

1 1. By having the United States Marshal, before the close of business on the date that this
2 order is entered, serve a copy of the petition (ECF No. 1), summons (ECF NO. 2-3), and this
3 order on the United States Attorney for the District of Nevada or on an Assistant United States
4 Attorney or clerical employee designated by the United States Attorney under Rule 4(i)(1)(A) of
5 the Federal Rules of Civil Procedure.

6 2. And, by sending a copy of the petition (ECF No. 1), summonses (ECF Nos. 2-1, 2-2,
7 and 2-4), and this order by registered or certified mail to the following: (1) Robert Culley,
8 Director of the Salt Lake City Field Office of U.S. Immigration and Customs Enforcement, 660
9 S. 200 E. #400, Salt Lake City, UT 84111; (2) Matthew T. Albence, Acting Director, U.S.
10 Immigration and Customs Enforcement, 500 12th St. SW, Washington, DC, 20229-0009; (3) U.S.
11 Immigrations and Customs Enforcement, 500 12th St. SW, Washington, DC 2029-0009; and (4)
12 Brian Koehn, Warden, Nevada Southern Detention Center, 2190 Mesquite Ave., Pahrump, NV
13 89060.

14 I FURTHER ORDER that the respondents **SHALL FILE AND SERVE** an answer to
15 the petition (ECF No. 1) **by May 4, 2020**, unless for good cause additional time is allowed.

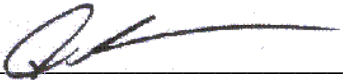
16 I FURTHER ORDER that all exhibits filed by the respondents and the petitioner **SHALL**
17 **BE FILED** with a separate index of exhibits identifying the exhibits by number or letter. The
18 CM/ECF attachments that are filed further shall be identified by the number or numbers (or letter
19 or letters) of the exhibits in the attachment. A hard copy (courtesy copy) of all pleadings and
20 exhibit indices only **SHALL BE FORWARDED** on the date of filing to the staff attorneys, in

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1 care of the Office of the Clerk of Court, United States District Court, 400 South Virginia St.,
2 Reno, NV 89501.

3 Dated: April 28, 2020

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5 U.S. District Judge Andrew P. Gordon